

Federal Defenders  
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Southern District  
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David E. Patton  
*Executive Director  
and Attorney-in-Chief*

*Southern District of New York*

Application for extension denied as moot, as  
counsel already filed the submission.

SO ORDERED.

  
Philip M. Halpern  
United States District Judge

Dated: White Plains, New York  
July 24, 2023

The Honorable Philp M. Halpern  
United States District Judge  
Southern District of New York  
300 Quarropas Street  
White Plains, New York 10601-4150

Re: United States v. Mario Elpidio Chavez Millan,  
23 MJ 5426

Dear Honorable Halpern:

I am writing in relation to Your Honor's July 20, 2023 order requiring me to respond to the government's bail appeal by noon today. I had hoped to be able to meet the Court's deadline, but the fast-paced nature of this litigation (which is appropriate), combined with events in my own personal life,<sup>1</sup> will make it very difficult for me to meet this deadline. As such, I respectfully request permission to file my response by 5:00pm today.<sup>2</sup>

I have reached out to AUSA David Markewitz to determine the government's position regarding this request, but Mr. Markewitz was not able to immediately respond to my request.<sup>3</sup>

Thank you for your consideration.

Respectfully submitted,



Benjamin Gold  
Assistant Federal Defender

cc: David A. Markewitz, Assistant United States Attorney

<sup>1</sup> Typically, I am able to work at night and in the early morning, but child-care responsibilities rendered me unavailable this morning and on the evening of July 20<sup>th</sup>.

<sup>2</sup> I will attempt to file my response by 2:00pm.

<sup>3</sup> I only e-mailed Mr. Markewitz at 10:49am, so it is not surprising that he has not yet been able to get back to me.